



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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Washington, D.C. 20531

APPLICATION NUMBER	097/122,384	FILED/RECEIPT DATE	07/24/98	FIRST NAMED APPLICANT	ELLEDGE	ATTORNEY/DOCKET NO./TITLE	S BCM-09434
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024270825

DAVID A. CASIMIR
MEDLEN & CARROLL
220 MONTGOMERY STREET
SUITE 2200
SAN FRANCISCO CA 94104

NOT ASSIGNED

1643

DATE MAILED: 08/25/98

10/25/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☐ non-small entity is \$ 824

☒ 1. The statutory basic filing fee is:

- ☐ missing
- ☒ insufficient

Applicant must submit \$ 96 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 598, including any multiple dependent claim fees, are required.

\$ 246 for 3 independent claims over 3.

\$ 352 for 16 dependent claims over 20.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts"

A copy of this notice MUST be returned with the reply.

Customer Service Center
Patent Examination Division (703) 305-1202

COPY TO BE RETURNED WITH THE REPLY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Stephen J. Elledge *et al.*
Serial No.: 09/122,384
Filed: 07/24/98
Entitled: Improved Rapid Subcloning Using Site-Specific Recombination
Group No.: 1643
Examiner:

RESPONSE TO NOTICE TO FILE MISSING PARTS

Application Processing Division,
Special Processing and Correspondence Branch
Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on
October 23, 1998.

By: 
Lesley Gore

Sir or Madam:

In response to the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) mailed August 25, 1998 (a copy of which is enclosed), applicants submit the following documents:

- ▶ Executed declaration or oath
- ▶ Verified statement claiming Small Entity Status
- ▶ an Assignment document for recording whereby the subject application and the invention disclosed therein is assigned to Baylor College of Medicine, One Baylor Plaza, Houston, Texas 77030 and a Recordation Form Cover Sheet -- Patents Only (Form PTO-1595)
- ▶ Power of Attorney by Assignee
- ▶ Sequence Listing in paper copy and on a computer-readable diskette
- ▶ Certificate re: Sequence Listing

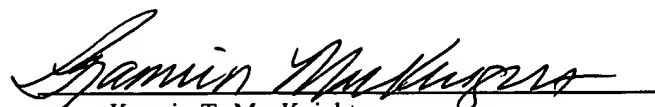
A check in the amount of \$105.00 is enclosed herewith to cover:

\$65.00 surcharge for filing missing parts of an application

\$40.00 recordation fee

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: October 23, 1998


Kamrin T. MacKnight
Registration No. 38,230

MEDLEN & CARROLL, LLP
220 Montgomery Street, Suite 2200
San Francisco, California 94104
415/705-8410



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Stephen J. Elledge *et al.*

Serial No.: 09/122,384

Filed: 07/24/98

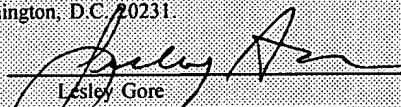
Entitled: Improved Rapid Subcloning Using Site-Specific Recombination

Group No.: 1643

Examiner:

CERTIFICATE RE: SEQUENCE LISTING


Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)	
I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
Dated: <u>October 23, 1998</u>	By: <u></u> Lesley Gore

Sir or Madam:

I hereby state that the enclosed Sequence Listing is being submitted in paper copy and on a computer-readable diskette, and that the content of the paper and computer readable copies are the same.

Dated: October 23, 1998

By: 
Kamrin T. MacKnight
Registration No. 38,230

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